

1 David R. Shaub (California SBN 032322) (admitted *pro hac vice*)
2 Lisbeth Bosshart (California SBN 201822) (admitted *pro hac vice*)
3 SHAUB & WILLIAMS LLP
4 12121 Wilshire Boulevard, Suite 205
5 Los Angeles, CA 90025-1165
6 (310) 826-6678; (310) 826-8042 (fax)
7 lawfirm@sw-law.com

8
9 David Rosenbaum
10 ROSENBAUM & ASSOCIATES, P.C.
11 650 Dundee Road, Suite 380
12 Northbrook, IL 60062
13 (847) 770-6000; (847) 770-6006 (fax)
14 drosenbaum@biopatentlaw.com

15 Jay A. Bondell (S.D.N.Y. Bar No. JB8521)
16 Ladas & Parry LLP
17 26 West 61st Street
18 New York, NY 10023
19 (212) 708-1800; (212) 246-8959 (fax)

20 Attorneys for Plaintiff Modavox, Inc., a Delaware Corporation

21
22
23
24
25
26
27
28 **UNITED STATES DISTRICT COURT**
SOUTHERN DISTRICT OF NEW YORK

MODAVOX, INC., a Delaware
corporation,

CASE NO. 09 Civ. 04299 (RWS)

Plaintiff,

v.

AOL LLC, a Delaware Limited
Liability Company; Time Warner, Inc.,
a Delaware Corporation; Platform-A,
Inc., a Maryland Corporation;

**SUPPLEMENTAL DECLARATION OF
LISBETH BOSSHART, ESQ. IN
SUPPORT OF PLAINTIFF MODAVOX'S
MOTION FOR LEAVE TO FILE SECOND
AMENDED COMPLAINT**

Defendants.

Filed: September 10, 2008
Trial: None Set

**SUPPLEMENTAL DECLARATION OF
LISBETH BOSSHART, ESQ.**

SHaub & Williams LLP
12121 Wilshire Blvd. Ste. 205
Los Angeles, CA 90025
(310) 826-6678 FAX (310) 826-8042
LAWFIRM@SW-LAW.COM

1
DECLARATION OF LISBETH BOSSHART, ESQ.

2 I, Lisbeth Bosshart declare as follows:

3 1. I am an attorney at law, licensed to practice before all the courts of the
4 state of California, as well as the U.S. District Court for the Central District of California
5 and have been admitted *pro hac vice* before this Court in this action. I am a partner with
6 the law firm Shaub & Williams LLP, counsel for Plaintiff Modavox, Inc. ("Plaintiff") in
7 this action.

8 2. Attached hereto as Exhibit A is the [Proposed] Second Amended
9 Complaint Plaintiff will file if the Court grants Plaintiff's Motion for Leave to File
10 Second Amended Complaint. Attached hereto as Exhibit B for the convenience of the
11 Court and the parties, is a redline version of the [Proposed] Second Amended Complaint
12 which shows the changes between the First Amended Complaint and the [Proposed]
13 Second Amended Complaint.

14 3. Attached hereto as Exhibit C is a [Proposed] Order on Motion for Leave to
15 File Second Amended Complaint.

16 I declare under penalty of perjury under the laws of the United States that the
17 foregoing is true and correct. This declaration was executed at Los Angeles, California,
18 on this 3rd day of September, 2009.

19
20 
21 Lisbeth Bosshart, Declarant